By the King.

A Proclamation for the better Regulation of the Offices of Clark of the Market, and Water-Bailiffe; and to restrain the execution of the Charter of Brick and Tile-makers; And to redresse Abuses in the Farming out of the Issues of Jurors.

Whereas sundry complaints have bin lately presented to His Majesty and His Privie Councell, touching divers abuses in the execution of the severall Offices of Clark of the Market, and Water-Bailiffe; which His Majestie of His Princely care, for the ease of His subjects, did commit to the consideration of all His Judges; who after severall hearings of those Officers, did certifie, that those Offices are very ancient; yet that many inconveniences have arisen to His Majesties subjects by the misexecution of the same; And therefore, for prevention of the like abuses for the future, did humbly advise, That the Clark of the Market should keep his Sessions but once in the yeer, and not in more places then shall be needfull, and which shall be most convenient for the ease of the Countrie; And that he summon none but Tradesmen, Millers, and others who buy and sell by weights or Measures: And that no Fees be paid for appearance onely, nor by any Constable or other Officer giving his attendance onely for His Majesties service: And that no Fees be taken for tryall, examination, or allowance of any weights, or Measures which have been formerly Sealed: And that he shall cause all weights and Measures (which shall be duly presented by Jury to be defective) to be broken or burnt, and the parties offending to be punished according to Law: And that he shall make, able, honest, and sufficient Deputies, and such as use no Trade in buying, or selling, nor are subject to his correction: And that neither he, nor any of his Deputies, Clarks, or Agents, nor any other to his, their, or any of their uses or profits, be Farmors of

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the Fines and Amerciaments, nor receive any profit out of them, otherwise then is allowed by Statute to the Clark of the Market: And that he proceed against offenders in Weights and Measures, according to the rules of the Common Law, and not upon any penall Statute, unlesse he be specially enabled by the said Statute: And that he punish no offenders as for breach of Assize in Weights and Measures, but upon view, and presentment by Jury: And where the parties do not produce their Weights and Measures to be viewed by the Clark of the Market (having reasonable summons) they shall be punished, as for not-appearance: And that his Estreats be certain, containing the particular offences, with the names of the offenders.

And as touching the Water-Bailiffe, That he is to exercise his Office onely in the Kings Rivers and Streams: And that by reason of his Office he ought not to keep any Court, or Impanel any Jurie, or take presentments, nor seiz Fisher-mens Nets; but he ought to give Information thereof in some of His Majesties Courts of Justice, and the offenders to be proceeded against according to Law: And that if His Majestie shall be pleased to grant any speciall Commission to enquire of any offences in the Rivers, the same should be done by a Commission of Oier and Terminer under the great Seal, to be proceeded upon according to such Commission: And that the said Water-Bailiffe, his Deputies, or Agents, or any other to his or their uses, ought not to be Farmors of the Fines and Amerciaments arising for offences within the Rivers. All which Articles and good Provisions for the better Regulation of the said Officers, His Majestie (with the advice of His Privie Councell) well approving of, Doth hereby straitly Charge and Command, That the same and every of them from henceforth by the said Clark of the Market, and Water-Bailiffes, and their Deputies respectively, shall be duly and exactly held and performed in the execution of their severall Offices; under the pain of His Majesties high displeasure, and such further penalties and punishments, as by the Laws or Statutes of the Realm, or otherwise may be inflicted on the offenders for their contempt or neglect of His Majesties Royall Commands.

And for the better observance of His Majesties Will and Pleasure herein; His Majestie doth further straitly Charge and Command, That all and every the Deputies, aswell of the Clark of the Market, as of the Water-Bailiffes, shall be sworn truly and honestly to execute their said Offices respectively, before they shall enter into the execution of the same.

And His Majestie doth hereby also declare His Royall Pleasure to be, and doth will and require, That one or more Justices of the Peace nearest adjoyning shall be present at every Sessions hereafter to be held within the Realm of England or Dominion of Wales by the Clark of the Market or his Deputie. And His Majestie further willeth and commandeth, That the Articles, and Regulations herein before expressed touching the Clark of the Market, shall be hereafter likewise duly observed and kept by the Clarks of the Market within all Cities, Boroughs, and Town Corporate, and other Liberties whatsoever; Saving that they shall keep their Sessions in such manner, and shall take such Fees onely, as are appointed and allowed by the Statutes of the Realm.

And His Majestie doth hereby declare, that all or any of His subjects (without penaltie or danger) may refuse to pay any of the Fees hereby prohibited; And that if the Clark of the Market or his Deputie, shall presume to demand, take, or exact the same, upon complaint thereof to the Justices of Assize, or Justices of the Peace, they shall be proceeded against for extortion, or otherwise according to the Law.

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And whereas His Majeſtie, at the humble Petition of divers of His ſubjects, makers of Brick and Tile, neer London and Weſtminſter, (and upon their ſuggeſtions of publike good) Did lately Incorporate ſundry perſons, by the name of Maſter, Wardens, Aſſiſtants, and Comminaltie of Brick and Tile-makers of Weſtminſter, and did thereby enable them with power for the Well ordering and government of thoſe Trades of making of Brick and Tile within twenty miles of London: His Majeſtie now finding by ſundry complaints, that much inconvenience and damage hath grown to His loving ſubjects, in the abuſive execution of that Charter, contrary to His Majeſties good intention in granting the ſame; Is therefore pleaſed for their eaſe and reliefe therein (with like advice of His Councell) to declare His Royall pleaſure; That the ſaid Letters Patents of Incorporation for making of Brick and Tile, and all or any Indentures touching the ſame, ſhall not hereafter be put in execution; and that all Warrants or Letters of Aſſiſtance therein, ſhall from henceforth utterly ceaſe and be determined: Willing and commanding, that the ſaid Corporation, or any the Officers or Miniſters thereof, or any their Deputies or Agents, do not preſume to exerciſe any power, priviledge, or authority, by vertue or colour of the ſaid Charter, or of any Indentures, Warrants, or Letters of Aſſiſtance, or other things whatſoever touching the ſame; upon pain of His Majeſties indignation, and ſuch puniſhments as ſhall be meet for the offenders herein: And His Majeſtie doth further require and command, that a legall proceeding be forthwith had by Quo warranto, or Scire facias, for recalling the ſaid Grant, unleſſe they will voluntarily ſurrender and yeeld up the ſame.

And His Majeſtie being informed, That Farming out of the Iſſues of Jurors (as it is now uſed) is not without grievance to many of His ſubjects: For redreſſe whereof for the time to come, His Majeſties pleaſure and commandment is, that from henceforth the Iſſues of Jurors ſhall not be Farmed out, deputed, or let to any Sheriffe, or Under-ſheriffe, or any of their Miniſters, nor to any Clark of Aſſize, nor any of his Miniſters, nor to any Officer or perſon, that hath or ſhall have any relation to the Aſſizes or Seſſions, or is to receive any profit thereby; nor to any Atturney or Sollicitor of Cauſes, or to any Bailiffe of any Hundred or Liberty: And that if any of them be already in Farm to any perſons hereby prohibited, the ſame by due courſe of Law ſhall be recalled, and the parties having the ſame ſhall be queſtioned for their abuſes and miſdemeanors by his Majeſties Atturney Generall, unleſſe they will voluntarily ſurrender up the ſame; upon pain of His Majeſties high diſpleaſure, and to be further puniſhed for their contempt of His Majeſties Royall Will and Pleaſure herein declared.

Given at Our Court at Barwick, the ſeventh day of July, in the fifteenth yeer of Our Reign.

God ſave the King.

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